UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

MARIE TRAVIS, on behalf of herself and all
others similarly situated,

                    Plaintiff,

        Vs.

NAVIENT CORPORATION and NAVIENT
SOLUTIONS, INC.,

                    Defendants.

Case No. 2:17-cv-04885-RRM-ST

STIPULATED MOTION FOR AMENDED CASE SCHEDULE

Plaintiff Marie Travis ("Plaintiff") and defendants Navient Corporation and Navient

Solutions, LLC, formerly known as Navient Solutions, Inc. ("Defendants," and together with

Plaintiff, the "Parties") respectfully request an Amended Case Schedule. In support thereof, the

Parties state as follows:

1.   On May 28, 2020, and pursuant to a Court order requesting the same, the Parties

submitted a Joint Proposed Scheduling Order. [Dkt. 75].

2.   On June 1, 2020, the Court granted the same via minute order. [no Dkt. number

assigned].

3.   On July 13, 2020, the Court and the Parties held a settlement conference, but no

resolution was reached. [Dkt. 79, Minute Entry].

4.   On November 2, 2020, Plaintiff filed a First Amended Class Action Complaint

("FAC"). [Dkt. 80].

5.   By way of the FAC, Plaintiffs altered the allegations and claims as follows:

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    a. Asserted a new breach of contract claim based on a different theory than previously asserted (*see* FAC at ¶¶ 130-137); [1] and

    b. Amplified allegations on the substance of the claims and supplemented the "common questions" for purposes of proposed class certification to account for the same (*id*. at ¶¶ 93-96 and 126(c)).

6.   The foregoing changes will alter the discovery sought, the briefing on class certification, expert opinions, and dispositive motions.

7.   Defendants' response to the FAC currently is due on December 16, 2020, pursuant to a granted Motion for Extension. [Dkt. 81].

8.   The Parties further continue to explore the possibility of settlement.

9.   The Parties agree that, at this time, an amended scheduling order is necessary and respectfully propose the following:

Event	Deadline
Defendants to Respond to the FAC	January 8, 2021
Discovery cutoff	July 23, 2021
Motion for Class Certification, with Expert Reports	September 23, 2021
Opposition to Motion for Class Certification, with Expert Reports	November 23, 2021
Reply in Support of Motion for Class Certification, with Expert Reports	January 23, 2022

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[1] Plaintiffs maintain their claim for Violations of N.Y. Gen. Bus. Law § 349. The previously asserted claim for violations of the Delaware Consumer Fraud Act were effectively dismissed.

10.   Good cause exists for the foregoing amended scheduling order. It accounts for the filing of the FAC, and the changed scope of discovery given the new theory. Also, Plaintiff asserts that completed discovery in other matters pending against Defendant is relevant to the instant claims, and Defendants are coordinating efforts for further, potential productions. No party will be prejudiced by the relief sought herein, which is sought in good faith and not for the purposes of delay.

WHEREFORE, the Parties respectfully request that the court enter the Scheduling Order provided above and in the attached proposed order.

Dated: December 10, 2020

By: */s/ Lisa M. Simoneti*
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Attorney for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on December 10, 2020, I electronically filed the foregoing with the

Clerk of the Court using the CM/ECF system.

/s/ Lisa M. Simonetti
Attorney for Defendants

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